

Message Text

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PAGE 01 STATE 019174
ORIGIN FAA-00

INFO OCT-01 EUR-12 ISO-00 EB-08 CAB-05 CIAE-00 COME-00
DODE-00 DOTE-00 INR-07 NSAE-00 CIEP-02 CEQ-01 EPA-04
L-03 SS-15 NSC-05 PA-02 USIA-15 PRS-01 /081 R

DRAFTED BY FAA:FMCCABE:JO
APPROVED BY EB/OA/AVP:AJWHITE
EUR/NE - KHSIRLEY
-----280222Z 077656 /62

P 272315Z JAN 77
FM SECSTATE WASHDC
TO AMEMBASSY THE HAGUE PRIORITY
INFO AMCONSUL MONTREAL PRIORITY
AMEMBASSY PARIS

UNCLAS STATE 019174

MONTREAL FOR US REP ICAO

E.O. 11652: N/A

TAGS: EAIR, ICAO, ECAC

SUBJECT: AIRCRAFT NOISE

PLEASE PASS FOLLOWING LETTER SOONEST TO MR. HANS RABEN,
NETHERLANDS DIRECTOR GENERAL OF CIVIL AVIATION IN HIS
CAPACITY AS PRESIDENT OF EUROPEAN CIVIL AVIATION
CONFERENCE. REQUEST PARIS TRANSMIT SAME TEXT TO ECAC
HEADQUARTERS.

QUOTE: DEAR MR. RABEN:

THE SECRETARY HAS ASKED ME TO RESPOND TO YOUR DECEMBER 21,
1976, LETTER CONCERNING U.S. ENVIRONMENTAL ACTIONS
AFFECTING EUROPEAN AIR CARRIERS. WE SHARE YOUR VIEW
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THAT OUR PAST CONTACTS HAVE BEEN MOST USEFUL TO A
BETTER UNDERSTANDING OF EACH OTHERS POINTS OF VIEW AND
PLANS CONCERNING THE ENVIRONMENTAL ASPECTS OF CIVIL
AVIATION. WE ALSO WELCOME YOUR ADVICE CONCERNING ECAC
STUDIES NOW UNDERWAY AIMED AT SELECTING AN AGREED DATE
TO BRING SUBSONIC JET TRANSPORT AIRCRAFT, USED ON
INTERNATIONAL FLIGHTS, INTO COMPLIANCE WITH ANNEX 16.

IT IS EVIDENT TO ME THAT THERE IS MUCH TO BE GAINED IN CONTINUING DISCUSSIONS AIMED AT HARMONIZING THE PLANS

OF THE U.S. AND ECAC STATES, AND WE WILL BE PLEASED TO MEET WITH REPRESENTATIVES OF ECAC STATES AND POSSIBLY OTHER STATES IF THIS SHOULD PROVE DESIRABLE. IN THIS CONNECTION WE HAVE, AS YOU NOTED, TAKEN STEPS TO BRING U.S. NOISE REGULATIONS INTO LINE WITH ANNEX 16. THROUGH THE MUTUAL EFFORTS OF OUR NOISE EXPERTS ON THE ICAO COMMITTEE ON AIRCRAFT NOISE (CAN) WE SHOULD BE ABLE TO ACHIEVE AND MAINTAIN A COMMONALITY OF NOISE STANDARDS. AS TO U.S. REGULATIONS CONCERNING AIRCRAFT GASEOUS AND SMOKE EMISSIONS THESE ARE, AS YOU MAY KNOW, ESTABLISHED BY THE U.S. ENVIRONMENTAL PROTECTION AGENCY (EPA) FOR ENFORCEMENT BY THE FEDERAL AVIATION ADMINISTRATION (FAA). YOUR REMARKS CONCERNING EMISSIONS HAVE BEEN FORWARDED TO THE NEW EPA ADMINISTRATOR FOR HIS CONSIDERATION.

WITH RESPECT TO THE METHODS OF FINANCING AIRCRAFT NOISE REDUCTION IMPROVEMENTS, EITHER THROUGH MODIFICATION OF EXISTING AIRCRAFT OR REPLACEMENT BY NEWER, QUIETER AND MORE EFFICIENT EQUIPMENT, THE FINAL U.S. DECISION AS TO THE PRECISE NATURE AND EXTENT OF PUBLIC FUNDING, TOGETHER WITH THE FUNDING SOURCE AND CRITERIA FOR ENTITLEMENT, ARE MATTERS WHICH HAVE NOT BEEN FULLY RESOLVED. AS WE WORK TOWARDS A DECISION, THE VIEWS OF NON-U.S. AIR CARRIERS AS EXPRESSED AT SECRETARY COLEMAN'S DECEMBER 1, UNCLASSIFIED

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1976, PUBLIC HEARING AND ANY ADDITIONAL VIEWS WHICH MAY BE FORTHCOMING, WILL BE GIVEN FULL CONSIDERATION. IT IS OUR OBJECTIVE, AS WE INDICATED IN THE PREAMBLE TO THE ABOVE-MENTIONED REGULATION, NOT TO DISCRIMINATE AMONG U.S. AND NON-U.S. INTERNATIONAL CARRIERS AND TO ACTIVELY SEEK INTERNATIONAL AGREEMENT OVER THE NEXT THREE YEARS ON ADEQUATE NOISE ABATEMENT MEASURES.

IN THIS CONNECTION WE BELIEVE A USEFUL STEP CAN BE TAKEN ON FEBRUARY 2, 1977, WHEN THE ICAO COUNCIL TAKES UP REPLIES FROM STATES ON THEIR PLANS TO IMPLEMENT AIRCRAFT NOISE REDUCTION MEASURES. IN LIGHT OF THE POSITIVE PROGRAMS UNDERWAY OR BEING CONSIDERED IN ECAC AND OTHER ICAO STATES ON THE ONE HAND, AND OF THE STEADY INCREASE OF NEGATIVE MEASURES SUCH AS EXPANDED NOISE CURFEWS, THE INTRODUCTION OF NOISE CHARGES, AND A GROWING INCIDENCE OF COURT AWARDS FOR DAMAGES ARISING FROM AIRCRAFT NOISE, EARLY ICAO COUNCIL ACTION WOULD BE MOST HELPFUL. TO THIS END, THE U.S. REPRESENTATIVE TO

ICAO WILL BE INTRODUCING A SUBSTITUTION FOR
RECOMMENDATION 7/1 DEVELOPED AT CAN IV. THE NEW
RECOMMENDATION WOULD URGE ALL ICAO STATES TO IMPLEMENT
NATIONAL PROGRAMS, CONSISTENT WITH TECHNICAL FEASIBILITY,
ECONOMIC REASONABLENESS AND WHICH ARE SUFFICIENTLY

EFFECTIVE, TO BRING SUBSONIC JET TRANSPORT AIRCRAFT
USED IN INTERNATIONAL OPERATIONS INTO COMPLIANCE WITH
ANNEX 16 AT THE EARLIEST PRACTICABLE DATE, BUT IN ANY
EVENT BY JANUARY 1, 1985.

THE TEXT OF OUR PROPOSED SUBSTITUTE RECOMMENDATION IS:

"COMPLIANCE WITH ANNEX 16 BY SUBSONIC JET TRANSPORT
AIRCRAFT ENGAGED IN INTERNATIONAL AIR NAVIGATION THAT
ICAO, ENCOURAGED BY THE ACTIONS OF VARIOUS STATES TO
ASSURE THAT ALL AIRCRAFT OF THEIR AIRLINE FLEETS COMPLY
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WITH THE NOISE LEVELS ESTABLISHED IN ANNEX 16, RECOMMENDS
THAT ALL CONTRACTING STATES, WHERE DETERMINED TO BE
SUFFICIENTLY EFFECTIVE IN THE LIGHT OF CIRCUMSTANCES
PREVAILING IN THOSE STATES, IMPLEMENT A NATIONAL PROGRAM
CONSISTENT WITH TECHNICAL FEASIBILITY AND ECONOMIC
REASONABLENESS TO ASSURE COMPLIANCE BY ALL SUBSONIC JET
TRANSPORT AIRCRAFT USED IN INTERNATIONAL AIR NAVIGATION
WITH THE NOISE LIMITS SPECIFIED IN THE FIRST EDITION OF
ANNEX 16 (AUGUST 1971) AT THE EARLIEST PRACTICABLE
DATE, BUT NO LATER THAN 1 JANUARY 1985."

WE WELCOME YOUR COMMENTS AND SUGGESTIONS CONCERNING
THIS APPROACH AND THE PROPOSED TEXT. WE WOULD APPRECIATE
SUPPORT BY ECAC STATES FOR COUNCIL ADOPTION, AND YOUR
THOUGHTS ON ADDITIONAL STEPS AIMED AT REACHING INTER-
NATIONAL AGREEMENT ON THIS MATTER. ADOPTION BY COUNCIL
OF A CURRENT RECOMMENDATION ALONG THIS LINE WOULD, IN
OUR VIEW, BE AN IMPORTANT STEP BY ICAO IN REACHING AN
AGREEMENT TO MITIGATE THE DETRIMENTAL ENVIRONMENTAL
EFFECTS OF CIVIL AVIATION AND TO ALLOW INTERNATIONAL
CIVIL AVIATION TO MORE FULLY ACHIEVE ITS POTENTIAL.

SINCERELY,

CHARLES O. CARY
ASSISTANT ADMINISTRATOR FOR
INTERNATIONAL AVIATION AFFAIRS
INTERNATIONAL AVIATION AFFAIRS
FEDERAL AVIATION ADMINISTRATION

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AIRCRAFT NOISE
Control Number: n/a
Copy: SINGLE
Sent Date: 27-Jan-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01-Jan-1960 12:00:00 am
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977STATE019174
Document Source: CORE
Document Unique ID: 00
Drafter: FMCCABE:JO
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770030-0719
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770111/aaaaajiv.tel
Line Count: 171
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 06afb5cf-c288-dd11-92da-001cc4696bcc
Office: ORIGIN FAA
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 4
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Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 13-Oct-2004 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3480043
Secure: OPEN
Status: NATIVE
Subject: AIRCRAFT NOISE PLEASE PASS FOLLOWING LETTER SOONEST TO MR. HANS RABEN, NETHERLANDS DIRECTOR GENERAL OF CIVIL AVIATION IN
TAGS: EAIR, US, NL, ICAO, ECAC
To: THE HAGUE
Type: TE
vdkgvkey: odbc://SAS/SAS.dbo.SAS_Docs/06afb5cf-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
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